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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

[PROPOSED] ORDER GRANTING MOTION TO DISMISS SECOND AND THIRD SUPERSEDING
INDICTMENTS IN PART FOR LACK OF NOTICE
CR-18-00258-EJD

1 This **CAUSE** having come before the Court upon Defendant Elizabeth A. Holmes' Motion to
2 Dismiss the Second and Third Superseding Indictments In Part For Lack of Notice. After due
3 consideration of the filings, the governing law, and the argument of the parties:

4 **IT IS HEREBY ORDERED** that Ms. Holmes' motion is **GRANTED**, and that Counts One and
5 Three through Eight of the Second and Third Superseding Indictments are **DISMISSED**.

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7 **IT IS SO ORDERED.**

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9 Dated: _____

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11 Hon. Edward J. Davila
12 United States District Judge

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